IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

CRIMINAL WRIT PETITION NO. 3017 OF 2005

Musaib Anwar Baig .. Petitioner (Org.Accd.)

Vs.

The State of Maharashtra and Ors. .. Respondents

Mr. A.K. Prajapati for Petitioner.
Mr. K.V. Saste, APP for State.
Smt.Nisha Valani for Respondent No.3.

CORAM : B. H. MARLAPALLE &
SMT. R.S. DALVI,JJ.

Date : February 16, 2006.

P.C.:

1. The Respondent No.3, who is the original complainant, in C.R. No.510 of 2005 registered with the Bandra Police Station for an offence punishable under Section 379 of I.P.C. is personally present and is represented through a counsel. He states that he does not wish to proceed with the complaint that he filed with the Bandra Police Station regarding his vehicle (Motor Cycle bearing No.MH-02-DA-3467) missing as he has subsequently traced the vehicle. The petitioner also has come to us for seeking to quash the complaint registered under C.R. No.510 of 2005 on the ground that nothing further survives in the said complaint.

2. We, therefore, direct the respondent no.2 to close the investigations in C.R. No.510 of 2005 forthwith and on the ground that the vehicle missing has been traced by its owner.

3. Petition disposed off in terms of the above directions.

(Smt.R.S. Dalvi,J.) **(B.H. Marlapalle, J.)**